

RESOLUTION NO. 79-83

RESOLUTION ESTABLISHING REIMBURSEMENT POLICY FOR
SANITARY SEWER LIFT STATION INSTALLATION FOR SANITARY
CITY ADDITION AND ADJACENT PROPERTY.

WHEREAS, there is being annexed to the City of Lodi the area commonly known as "Sanitary City Addition", and which area will require a Sanitary Sewer Lift Station; and

WHEREAS, the property lying east of Sanitary City Addition bounded on the east by the Central California Traction Company, on the south by Lockeford Street, on the west by Sanitary City Addition, and on the north by flood plain land, will also require a Sanitary Sewer Lift Station; and

WHEREAS, the aforementioned areas are more particularly shown on Exhibit "A", attached hereto, within heavy hatched lines, with the property lying to the west of Line A indicated thereon, being a part of Sanitary City Addition and the property lying to the east being the remainder of the property referred to herein; and

WHEREAS, engineering studies by the Public Works Department of the City of Lodi show that one sanitary sewer lift station should be constructed to cover the entire area shown within the hatched lines on Exhibit "A"; and

WHEREAS, property lying to the east of Line A does not have any present plans for development for industrial purposes, and some parcels lying west of said Line A have expressed a desire and interest to develop some or all of their property; and

WHEREAS, the City Council of the City of Lodi deems it in the best interest for the future and present development and for the general welfare of the City, to participate in the cost of constructing the indicated sanitary sewer lift station, with the City being reimbursed for said advances if and when property develops east of Line A;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lodi that upon receipt of the sum of \$129,000 from property owners lying within the area lying west of Line A (Sanitary City Addition), that the City will advance the sum of \$38,000 towards the cost of constructing and installing said sanitary sewer lift station; and

BE IT FURTHER RESOLVED that City will enter into an agreement calling for the reimbursement to those developers of the monies that they may or might advance to serve properties other than their own in connection with the construction of said sanitary sewer lift station. Based on the above figures, the reimbursement amount would be computed at \$1132 an acre from those persons who do not initially contribute to the cost of construction and subsequently make application for development of their property. The reimbursement fees shall be collected from subsequent developers prior to the approval of a subdivision map or issuance of a building permit, or request for a sewer connection; and

BE IT FURTHER RESOLVED, that the City charge a fee of one percent (1%) of the amount of the reimbursement to cover their administrative costs in connection with the reimbursement program; and

BE IT FURTHER RESOLVED, that the acreage fee shall be adjusted annually, commencing January 1, 1980, by increasing the amount of the initial acreage fee by 10% per year (simple interest);

BE IT FURTHER RESOLVED, that the reimbursement shall be payable to the persons originally developing their property and contributing to the cost of the construction of the lift station or to their heirs or successors for a period of 10 years from the date shown on their development agreement. Thereafter, any and all reimbursement charges shall be the property of and retained by City; and

BE IT FURTHER RESOLVED, the City may use the Sanitary Sewer Lift Station for service to areas East of Line A or outside the hatched lines shown on Exhibit "A", and charge such persons such fee as City may deem fair and reasonable under the circumstances, and any such funds shall not be reimbursed to the original developers; and

BE IT FINALLY RESOLVED, that the dollar amounts hereinabove shown in this Resolution are only estimates as computed by the Public Works Department with the understanding that when the bids are finally received and the actual costs are determined, the reimbursement acreage fee, the amount the developer will have to deposit with the City, and the amount that the City will advance will then be finally computed.

DATED: June 20, 1979

I hereby certify that Resolution No. 79-83 was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 20, 1979 by the following vote:

Ayes: Councilmen - Hughes, Katnich, McCarty,
Pinkerton and Katzakian

Noes: Councilmen - None

Absent: Councilmen - None


ALICE M. REIMCHE
CITY CLERK

Exhibit A

